

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Toshikazu NAKAMURA et al.

:

**Mail Stop: PCT**

Serial No. 10/570,046

:

Attorney Docket No. 2006\_0233A

Filed March 1, 2006

:

SKIN ULCER PREVENTIVE CURATIVE AGENT  
CONTAINING HUMAN RECOMBINANT HGF  
[Corresponding to PCT/JP2004/012361  
Filed August 27, 2004]

COMMISSIONER IS AUTHORIZED  
TO DEFICIENCY IN THE  
PAPER TO DEPOSIT  
NO. 23-0975.

### SUBMISSION OF EXECUTED DECLARATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith is the required Declaration for the above-identified application which was originally filed without an executed Declaration.

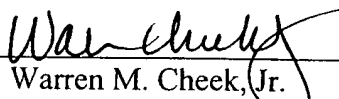
Also enclosed is the PTO surcharge of **\$130.00** required by 37 CFR 1.492(e).

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Toshikazu NAKAMURA et al.

By



Warren M. Cheek, Jr.  
Registration No. 33,367  
Attorney for Applicants

WMC/dlk  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
Facsimile (202) 721-8250  
April 17, 2006

RECEIVED 01 MAY 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8161**  
Toshikazu NAKAMURA et al. : **Mail Stop: PCT**  
Serial No. 10/570,046 : **Attorney Docket No. 2006\_0233A**  
Filed March 1, 2006 :

SKIN ULCER PREVENTIVE CURATIVE  
AGENT CONTAINING HUMAN RECOMBINANT  
HGF

[Corresponding to PCT/JP2004/012361  
Filed August 27, 2004]

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is responsive to the Notice to File Missing Parts dated April 14, 2006.

The Notice to File Missing Parts requires the filing of an executed Declaration.

However, an executed Declaration has been previously filed on April 17, 2006. Copies of the executed Declaration and cover letter are enclosed herewith. A copy of the PTO postcard receipt is also enclosed. It is noted that the PTO fee for filing the executed Declaration was also concurrently submitted on April 17, 2006.

Issuance of the Official Filing Receipt is accordingly requested.

Respectfully submitted,

Toshikazu NAKAMURA et al.

By Warren M. Cheek, Jr.  
Warren M. Cheek, Jr.  
Registration No. 33,367  
Attorney for Applicants

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Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
Facsimile (202) 721-8250  
May 1, 2006

THE OFFICIAL FILING RECEIPT IS  
TO BE FILED IN THE  
FEBRUARY 17, 2006 TO DEPOSIT  
ACCOUNT NO. 23-0375



ATTY DOCKET #: 2006\_0233A

Due Date: ASAP

Confirmation No.

OUR REF: 2006\_0233A/WMC/01736

Applicant: Toshikazu NAKAMURA et al.

Serial No.: 10/570,046

Filing Date: March 1, 2006

Title: SKIN ULCER PREVENTIVE CURATIVE AGENT CONTAINING HUMAN  
RECOMBINANT HGF

Receipt of the following papers is acknowledged:

PTO FEE SHEET, COVER LETTER (TO INCLUDE PTO FEE OF \$130.00), EXECUTED  
DECLARATION.

Date: April 17, 2006

Attorney: WMC/dlk

[Check No. 736071]



THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS LATER TO DEPOSIT  
ACCOUNT NO. 23-0575.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Toshikazu NAKAMURA et al.

Serial No. 10/570,046

Filed March 1, 2006

SKIN ULCER PREVENTIVE CURATIVE AGENT  
CONTAINING HUMAN RECOMBINANT HGF

[Corresponding to PCT/JP2004/012361

Filed August 27, 2004]

Mail Stop: PCT

Attorney Docket No. 2006\_0233A

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

**PATENT OFFICE FEE TRANSMITTAL FORM**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of **\$130.00** to cover Patent Office fees relating to filing the following attached papers:

**Late filing of executed Declaration ..... \$130.00**

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Toshikazu NAKAMURA et al.

By

Warren M. Cheek, Jr.  
Registration No. 33,367  
Attorney for Applicants

WMC/dlk

WENDEROTH, LIND & PONACK, L.L.P.

2033 K St., N.W., Suite 800

Washington, D.C. 20006-1021

Telephone (202) 721-8200

April 17, 2006

[Check No. \_\_\_\_\_]

2006\_0233A



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/570,046

Toshikazu Nakamura

20060233A

INTERNATIONAL APPLICATION NO.

PCT/JP04/12361

I.A. FILING DATE

PRIORITY DATE

08/27/2004

09/03/2003

000513  
 WENDEROTH, LIND & PONACK, L.L.P.  
 2033 K STREET N. W.  
 SUITE 800  
 WASHINGTON, DC 20006-1021

CONFIRMATION NO. 8161

371 FORMALITIES LETTER



\*OC000000018519444\*

Date Mailed: 04/14/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/01/2006
- English Translation of the IA filed on 03/01/2006
- Copy of the International Search Report filed on 03/01/2006
- Copy of IPE Report filed on 03/01/2006
- Preliminary Amendments filed on 03/01/2006
- Information Disclosure Statements filed on 03/01/2006
- Biochemical Sequence Diskette filed on 03/01/2006
- Oath or Declaration filed on 03/01/2006
- Biochemical Sequence Listing filed on 03/01/2006
- Request for Immediate Examination filed on 03/01/2006
- U.S. Basic National Fees filed on 03/01/2006
- Priority Documents filed on 03/01/2006
- Specification filed on 03/01/2006
- Claims filed on 03/01/2006
- Abstracts filed on 03/01/2006
- Drawings filed on 03/01/2006

RECEIVED  
 APR 27 2006

WENDEROTH, LIND &amp; PONACK

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

■ is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/570,046	PCT/JP04/12361	20060233A